

Notice of Allowability

Application No.

09/652,067

Examiner

Daniel Swerdlow

Applicant(s)

PIETRUSZKA, JORG

Art Unit

2644

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment filed 27 March 2005.
2. ☒ The allowed claim(s) is/are 3-5 and 14-26.
3. ☒ The drawings filed on 31 August 2000 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f):
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
 - * Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

REASONS FOR ALLOWANCE

1. The following is an examiner's statement of reasons for allowance:
2. Regarding Claim 14, Buckley discloses a palmtop computer (Fig. 3, reference 306, column 6, lines 47) that downloads (i.e., communicates) personal preference information (i.e., modifiable settings). Buckley further discloses storage of personal preference information (i.e., memory for individual values that represent modifiable settings) for a radio and a seat (i.e., for use in at least one device) (column 6, lines 41-44). Buckley further discloses a keyboard for operation of the palmtop computer (column 2, lines 1-3). Buckley further discloses an infrared wireless link or RS232 bus (Fig. 5, reference 510, 598; column 5, lines 36-44) for downloading (i.e., communicating) personal preference information (i.e., individual values that represent modifiable settings) to a radio and a seat (i.e., at least one device). Buckley further discloses a memory for storage of configuration data (i.e., modifiable settings) (column 3, lines 11-13). Buckley further discloses downloading personal preference information from the palmtop computer to the vehicle via the mounting pod (i.e., connection via the interface for addressing memory to transfer individual values of modifiable settings to the memory of the device). Therefore, Buckley anticipates all elements of Claim 14 except the palmtop computer including a mobile telephone with telephone numbers stored in its memory. Riddiford discloses a combination mobile phone and palmtop computer (Fig. 2; page 3, lines 23-29; page 4, lines 16-19). Further, it is well known to store telephone numbers and names in association in a memory. However, neither Buckley nor Riddiford discloses the storage of modifiable settings in association with function names. US Patent 5,633,484 to Zanchi et al. discloses a memory structure for vehicle settings that is organized by location, not by function name association (Fig.

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11). As such, the prior art fails to anticipate or fairly suggest the claimed invention and Claim 14 is allowable.

3. Claims 3 through 5, 16 and 17 are allowable due to dependence from Claim 14.

4. Regarding Claim 15, applicant has rewritten the claim in independent form incorporating all limitations of its base claim. As such, Claim 15 is allowable for reasons stated in the prior Office action mailed on 20 December 2004.

5. Claims 18 and 23 contain limitations essentially similar to those of Claim 14. As such, Claims 18 and 23 are allowable for reasons stated above apropos of those claims.

6. Claims 19 through 22 and 24 through 26 are allowable due to dependence from their respective base claims.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Daniel Swerdlow whose telephone number is 571-272-7531. The examiner can normally be reached on Monday through Friday between 7:30 AM and 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sinh H. Tran can be reached on 571-272-7564. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


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22 April 2005


SINH TRAN
SUPERVISORY PATENT EXAMINER

SINH TRAN
SUPERVISORY PATENT EXAMINER